#### ABELMAN, FRAYNE & SCHWAB

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#### Attorneys at Law 666 Third Avenue New York, New York 10017 Telephone: (212) 949-9022 Facsimile: (212) 949-9190

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# **BEST AVAILABLE COPY**

ATTORNEY DOCKET NO. 206,973

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jaralla, Abdulghani

Examiner: Rogers, David A.

Appln. No.: 10/533,490

Art Unit: 2856

Filing Date: November 30, 2005

Title: CORROSION TESTING APPARATUS

#### STATEMENT OF FILING BY TELEFACSIMILE

This correspondence is being transmitted to the Office of Petitions of the United States Patent Office on at 571 273-8300.

### PETITION UNDER 37 C.F.R. §1.10(c) TO CORRECT MAIL DATE OF ISSUE FEE

Mailstop - Petitions Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Date: January 15, 2007

Attention: Petitions-USPTO

Sir:

Applicant respectfully requests that the mailing date of the Issue Fee be corrected in the official records of the Patent Office to indicate that the correct mailing date of the submission of the Issue Fee for this application is: January 3, 2007

Evidence in support of this Petition is provided below.

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#### REMARKS

This paper was submitted to the USPTO via Express Mail on January 3, 2007. The Statement of Filing by Express Mail Pursuant to 37 C.F.R. §1.10 with the Express Mail No. <u>ER059677689US</u> was placed on the document and on a posteard receipt prior to the original mailing. Notwithstanding the foregoing, as shown by the attached true copy of our postcard receipt, the date stamped by the USPTO mailroom on the postcard is January 4, 2007.

The sealed Express Mail envelope was delivered by hand to a U.S. Postal Service office in New York City and the Express Mail Mailing Label was correctly completed with the date of deposit date-stamped by a U.S. Postal Service employee. In accordance with established procedure, the "Customer Copy" of the multi-part U.S. Postal Service Express Mail Label was returned to our firm.

Attached is a true copy of the "Express Mailing Label" for this submission showing the "date-in" entry of <u>January 3, 2007</u> in the round stamp made by an employee of the U.S. Postal Service. Also attached is a letter dated October 24, 2006 from the United States Postal Service, providing an explanation of the "Date-in" postal procedures, and confirming that the date appearing in the round stamp is the actual date on which the submission was made to the Express Mail Service prior to the last scheduled pickup.

Accordingly, Applicant respectfully requests by this Petition that the mailing date accorded this application be corrected to read: <u>January 3, 2007</u> on the USPTO records.

No fee is believed to be due in connection with this Petition. Please charge any fee(s) which may be due for filing this Petition and credit any overpayments to our Deposit Account No. 01-0035.

Respectfully submitted,

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ABELMAN, FRAYNE & SCHWAB Attorney for Applicant(s)

Thomas E. Spath Reg. 25,928

ABELMAN, FRAYNE & SCHWAB 666 Third Avenue New York, New York 10017-5621

Tel: (212) 949-9022 Fax: (212) 949-9190

Enclosures:

Express Mail Mailing Label Dated <u>ER059677689US</u>

U.S. Postal Service Letter Dated October 24, 2006

Copy of filed postcard Copy of stamped postcard

# DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE

Date Stamp as acknowledgement of receipt of:

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Applicant(s): JARALLA Serial No.: 10/533,490 Control No.: 206,973

- 1) Cover letter
- 2) Issue fee transmittal
- 3) Sub. of formal drawings (4 pgs.)
- 4) Change of address
- 5) Postcard receipt
- 6) Check \$ 1700.00 (large entity)

Check no. <u>1996/</u>

Initials:

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FOR R2038	Aliela Berkofoky

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JAN 0 4 2007

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Check no. <u>1996</u> /

Initials:

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January 3, 2007

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October 24, 2006

## **REST AVAILABLE COPY**

Mr. Joseph J. Catanzaro Abelman, Frayne, & Schwab 666 Third Avenue New York, NY 10017

Philip Grant, Supv. Customer Service U.S. Postal Service Grand Central Station New York, NY 10017

Re: Express Mail Processing procedure

Dear Mr. Catanzaro,

I am writing you this letter to confirm our conversation of today regarding the processing of your Express Mail. The date postmarked on your copy of the Express Mail receipt is our confirmation of receipt for that date, which is the "date-in" prior to the last scheduled pickup. The mail is then sent to our Express Mail processing unit where it is entered into the tracking system. If the Express Mail piece is received before the close of business on a particular day it may show a processing date of the next day in the tracking system. This should not be considered as the official "date-in" of receipt at the Post Office. The official "date-in" receipt is the date Postmarked in the round stamp on your customer copy. Please feel free to call me if you need any further assistance.

Sincere

Customer Service Supervisor Grand Central Station, New York (212) 330-5790 – (after 2pm daily)